

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **ROLL-PITCH-ROLL SURGICAL TOOL** and specification of which was filed on **July 27, 2000**, assigned Application No. **09/626,527**.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by a amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 35, United States Code, Section 119 of a foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

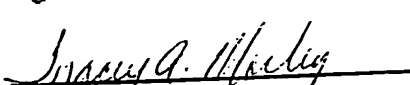
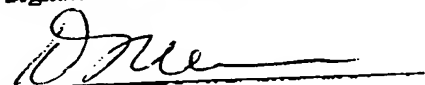
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute the application and transact all business in the Patent and Trademark Office connected therewith.

James M. Heslin, Reg. No. 29,541; Mark D. Barrish, Reg. No. 36,443; Chun-Pok Leung, Reg. No. 41,405

Send Correspondence to: <b>Chun-Pok Leung</b> <b>TOWNSEND and TOWNSEND and CREW LLP</b> <b>Two Embarcadero Center, 8<sup>th</sup> Floor</b> <b>San Francisco, California 94111-3834</b>	Direct Telephone Calls to: (Name, Reg. No., Telephone No.) Name: <b>Chun-Pok Leung</b> Reg. No.: <b>41,405</b> Telephone: <b>650-326-2400</b>
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Full Name of Inventor 1:	Last Name: <b>Morley</b>	First Name: <b>Tracey</b>	Middle Name or Initial: <b>A.</b>
Residence & Citizenship:	City: <b>Sunnyvale</b>	State/Foreign Country: <b>California</b>	Country of Citizenship: <b>United States</b>
Post Office Address:	Post Office Address: <b>982 Coeur d'Alene Way</b>	City: <b>Sunnyvale</b>	State/Country: <b>California</b> Postal Code: <b>94087</b>
Full Name of Inventor 2:	Last Name: <b>Wallace</b>	First Name: <b>Daniel</b>	Middle Name or Initial: <b>T.</b>
Residence & Citizenship:	City: <b>Redwood City</b>	State/Foreign Country: <b>California</b>	Country of Citizenship: <b>United States</b>
Post Office Address:	Post Office Address: <b>621 Glenloch Way</b>	City: <b>Redwood City</b>	State/Country: <b>California</b> Postal Code: <b>94062</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the making of such statements are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  <b>Tracey A. Morley</b>	Signature of Inventor 2  <b>Daniel T. Wallace</b>
Date <b>11/14/00</b>	Date <b>11/14/00</b>



017-16-006700U  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

RLeung



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TOWNSEND & TOWNSEND  
& CREW  
FEBRUARY 22, 2001 - 1 11:00  
PTAS  
TOWNSEND AND TOWNSEND AND CREW LLP  
CHUN-POK LEUNG  
TWO EMBARCADERO CENTER  
8TH FLOOR  
SAN FRANCISCO, CA 94111-3834

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/25/2000

REEL/FRAME: 011330/0658  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
MORLEY, TRACEY A.

DOC DATE: 11/14/2000

ASSIGNOR:  
WALLACE, DANIEL T.

DOC DATE: 11/14/2000

ASSIGNEE:  
INTUITIVE SURGICAL INC.  
1340 W. MIDDLEFIELD ROAD  
MOUNTAIN VIEW, CALIFORNIA 94043

SERIAL NUMBER: 09626527  
PATENT NUMBER:

FILING DATE: 07/27/2000  
ISSUE DATE:

JEFFREY OLSEN, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

2-15-2000

11.28.00

Attorney, Docket No. 017516-006700US

FORM PTO-1595  
(Rev. 6-93)

101552698

r Sheet

U.S. Department of Commerce  
Patent and Trademark Office

To the Honorable Asst. Commissioner for Patents. Please record the attached original documents or copy thereof

## 1. Name of conveying party(ies):

Tracey A. Morley and Daniel T. Wallace

Additional name(s) of conveying parties attached?

☐ Yes ☒ No.

## 3. Nature of conveyance:

☒ Assignment

Execution Date: November 14, 2000

## 2. Name and address of receiving party(ies)

Name: Intuitive Surgical, Inc.

Street Address: 1340 W. Middlefield Road

City: Mountain View

State: CA

ZIP: 94043

Additional names and addresses attached?

☐ Yes ☒ No

## 4. Application Number(s) or Patent Numbers.

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s): 09/626,527, Filed July 27, 2000 B. Patent No(s):

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Chun-Pok Leung  
TOWNSEND AND TOWNSEND AND CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
(415) 576-0200

## 6. Total number of applications and patents involved 1

## 7. Total fee (37 CFR 3.41): \$40

☐ Enclosed ☒ Charge Fees to Deposit Account☒ Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

## 8. Deposit account number: 20-1430

## DO NOT USE THIS SPACE

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true of copy of the original document.*

Chun-Pok Leung

Name of Person Signing

Signature

Date

Atty Reg. No. 41,405

Total number of pages including cover sheet, attachments and document 3

## 10. Change Correspondence Address to that of Part 5?

☐ Yes☒ No

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover to:

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2/14/2000 09:45 00000009 201430 (9600597)

1 70:58:1 40.00 CH

Attorney Docket No.: 17516-006700US

## ASSIGNMENT OF PATENT APPLICATION

WHEREAS, Tracey A. Morley, of 982 Coeur d'Alene Way, Sunnyvale, CA 94087; and Daniel T. Wallace, of 621 Glenloch Way, Redwood City, CA 94062 hereinafter referred to as "ASSIGNORS," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: ROLL-PITCH-ROLL SURGICAL TOOL

Date(s) of execution of Declaration:

Filing Date: July 27, 2000

Application No.: 09/626,527

WHEREAS, Intuitive Surgical, Inc., of 1340 W. Middlefield Road, Mountain View, California, 94043, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

Assignment

Attorney Docket No.: 17516-007900US

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IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 11/14/00

Tracey A. Morley  
Tracey A. Morley

Dated: 11/14/00

Dan Wallace  
Daniel T. Wallace

PA 3104367 v1